

## Message Text

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71-61  
ORIGIN ERDA-07

INFO OCT-01 EUR-12 ISO-00 OES-05 FEA-01 ACDA-10 CIAE-00

INR-07 IO-10 L-03 NSAE-00 NSC-05 EB-07 NRC-07 DODE-00

/075 R

DRAFTED BY USERDA:OIPM:MDMCDONOUGH

APPROVED BY OES/NET/IM:DIXON HOYLE

USERDA:OIPM:MDMCDONOUGH

EUR/RPE:JWOLFE

----- 012434

P 242300Z NOV 75

FM SECSTATE WASHDC

TO AMEMBASSY BONN PRIORITY

INFO USMISSION EC BRUSSELS PRIORITY

UNCLAS STATE 278056

E.O. 11652: N/A

TAGS: TECH

SUBJECT: ERDA/FMRT FAST BREEDER AGREEMENT

REF: STATE 269359

ERDA COMMENTS ON FMRT'S REQUESTED CHANGES IN REF CABLE ARE AS  
FOLLOWS:

1. ARTICLE 7. ERDA AGREES TO DELETING PHRASE QUOTE... EXCEPT  
AS MAY BE REQUIRED BY THE LAWS OF THE PARTIES... UNQUOTE IN PARA 4.  
HOWEVER, FMRT'S PROPOSAL TO ADD TWO NEW PARAGRAPHS 6 AND 7 TO  
THIS ARTICLE IS NOT ACCEPTABLE TO ERDA. CURRENT VERSION STATES  
CONDITIONS UNDER WHICH INFORMATION WILL BE PROTECTED, UNLIKE  
REFERENCED NRC AGREEMENT WHICH IS FAR MORE GENERAL IN THIS RESPECT.  
ACCORDINGLY, BELIEVE IT UNNECESSARY AND UNDESIRABLE TO INSERT  
PROPOSED NEW PARAGRAPH, WHICH WOULD RAISE QUESTIONS RE INTENTION  
OF PARTIES TO PROTECT DATA FALLING INTO CATEGORY DEFINED.

2. ERDA BELIEVES THAT PROCEDURES TO BE USED IN TRANSMITTAL,  
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ACCEPTANCE AND PROTECTION OF SENSITIVE INFORMATION SHOULD BE

ESTABLISHED BY THE JOINT COMMITTEE UNDER PROVISIONS OF ARTICLE 7,  
NOT BY AN EXCHANGE OF LETTERS BETWEEN FMRT AND ERDA. SUBJECT  
MATTER OF NRC AGREEMENT IS SUBSTANTIALLY DIFFERENT IN NATURE AND  
ERDA CANNOT FOLLOW THESE PROCEDURES.

3. ARTICLE 10. ERDA WOULD LIKE AN EXPLANATION WHY THE USE OF  
WORDS "CONCEIVED" AND "DISCOVERY" CAUSES DIFFICULTIES UNDER FRG  
LAW. WE NOTE THAT THESE WORDS ARE USED IN THE ERDA/FMRT  
WASTE MANAGEMENT AGREEMENT.

4. ARTICLE 10, PARA 10, SUB-PARA A. WE DO NOT UNDERSTAND  
FMRT'S STATEMENT THAT THEIR PROPOSAL DOES NOT EFFECT U.S.  
RIGHTS. WE INTERPRET THEIR PROPOSAL TO MEAN THAT GERMANY WOULD  
HAVE ALL RIGHTS TO PATENTS IN THE EUROPEAN COMMUNITY WHEN ITS  
SPECIAL INTEREST ARE AFFECTED. ERDA WISHES CLARIFICATION OF PROPOSAL.

5. ERDA WOULD APPRECIATE COMMENTS FROM FMRT AS QUICKLY AS  
POSSIBLE.

6. FOR MISSION: HAS FMRT COMPLETED THEIR FINAL REVIEW OR ARE  
ADDITIONAL CHANGES STILL A POSSIBILITY.

INGERSOLL

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENT DRAFT, INSTRUCTIONS, NUCLEAR REACTORS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 24 NOV 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE278056  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** OIPI:MDMCDONOUGH  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750409-0674  
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**Office:** ORIGIN ERDA  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE 269359  
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**Review Authority:** izenbei0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 01 DEC 2003  
**Review Event:**  
**Review Exemptions:** n/a  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ERDA/FMRT FAST BREEDER AGREEMENT  
**TAGS:** TECH, GE, US, ERDA  
**To:** BONN  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006